

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

LAWRENCE DARREN MOLDER,

Plaintiff.

V.

BNSF RAILWAY COMPANY, a
Delaware corporation,

Defendant.

NO: 2:18-CV-0257-TOR

ORDER GRANTING BNSF'S MOTION FOR PROTECTIVE ORDER

BEFORE THE COURT is Defendant BNSF Railway Company's Motion for

13 | Protective Order (ECF No. 30). The Motion was submitted for consideration

14 without oral argument. The Court has reviewed the files and the record, and is

15 fully informed. For good cause shown, the motion will be granted.

15 fully informed. For good cause shown, the motion will be granted.

16 | ACCORDINGLY, IT IS ORDERED:

1. Defendant BNSF Railway Company's Motion for Protective Order (ECF

No. 30) is GRANTED. Pending any further Order of the Court:

19 a. Documents marked as Confidential (“Confidential Documents”),
20 including but not limited to BNSF employees’ personal performance
 review evaluations and scorecards, shall only be available to counsel
 of record, that counsel’s support staff, and to the parties’ retained

1 expert witnesses and consultants. Counsel providing the materials to
2 a retained expert witness or a consultant shall provide the expert with
3 a copy of this Court's order.

- 4 b. Confidential documents will not be disclosed, nor are their contents
5 permitted to be publicly disseminated.
6 c. Confidential Documents shall be filed under seal.
7 d. All information contained in Confidential Documents shall be used
8 solely in connection with this litigation and for no other purpose.
e. At the conclusion of this action, Confidential Documents, including
copies or reproductions thereof, shall be returned to BNSF within 30
days.
f. BNSF employees' Confidential Documents may be used in
depositions in this case, but shall not be marked as an exhibit to,
depicted by video in, or otherwise copied as part of, depositions in this
case.

9 2. The District Court Clerk is directed to enter this Order and provide copies to
10 counsel.

11 DATED July 15, 2019.



12 A handwritten signature in blue ink that reads "Thomas O. Rice".
13 THOMAS O. RICE
14 Chief United States District Judge